

**CITY OF SWARTZ CREEK
SWARTZ CREEK, MICHIGAN
MINUTES OF THE REGULAR COUNCIL MEETING
DATE 3/23/2015**

The meeting was called to order at 7:00 p.m. by Mayor Krueger in the Swartz Creek City Council Chambers, 8083 Civic Drive.

Invocation and Pledge of Allegiance.

Councilmembers Present: Abrams, Hicks, Krueger, Pinkston, Porath, Shumaker.

Councilmembers Absent: Gilbert.

Staff Present: City Manager Adam Zettel, City Clerk Juanita Aguilar, DPS Director Tom Svrcek, Police Lieutenant Matt Bade, Officer Stephen McFadden, City Attorney Mike Gildner.

Others Present: Bob Plumb, Sharon Shumaker, Ron Schultz, Jim Florence, Doug Stephens. James Barclay, Connie King, Pat Williams.

Excuse Councilmember Gilbert

Resolutions No. 150323-01

(Carried)

Motion by Councilmember Shumaker
Second by Councilmember Hicks

I Move the Swartz Creek City council excuse Councilmember Gilbert.

YES: Hicks, Krueger, Pinkston, Porath, Shumaker, Abrams.
NO: None. Motion Declared Carried.

APPROVAL OF MINUTES

Resolution No. 150323-02

(Carried)

Motion by Councilmember Porath
Second by Mayor Pro Tem Abrams

I Move the Swartz Creek City Council hereby approve the Minutes of the Regular Council Meeting held Monday, March 9, 2015 to be circulated and placed on file.

YES: Hicks, Krueger, Pinkston, Porath, Shumaker, Abrams.
NO: None. Motion Declared Carried.

APPROVAL OF AGENDA

Resolution No. 150323-03

(Carried)

Motion by Mayor Pro Tem Abrams
Second by Councilmember Shumaker

I Move the Swartz Creek City Council approve the Agenda as presented, for the Regular Council Meeting of March 23, 2015, to be circulated and placed on file.

YES: Krueger, Pinkston, Porath, Shumaker, Abrams, Hicks.

NO: None. Motion Declared Carried.

City Manager's Report

Resolution No. 150323-04

(Carried)

Motion by Councilmember Shumaker
Second by Mayor Pro-Tem Abrams

I Move the Swartz Creek City Council accept the City Manager's Report of March 23, 2015, to be circulated and placed on file.

YES: Pinkston, Porath, Shumaker, Abrams, Hicks, Krueger.

NO: None. Motion Declared Carried.

MEETING OPENED TO THE PUBLIC

None.

COUNCIL BUSINESS

Miller's Settlement Citizen of the Year

Presentation

Mayor David Krueger spoke of an award that the City will be presenting annually, "Miller's Settlement Citizen of the Year" award. Mayor David Krueger is pleased to announce the first recipient of the Miller's Settlement Citizen of the Year award to Pat Williams. Mayor Krueger gave a presentation about Pat's history and dedication to the city. Mayor David Krueger presented Pat with a ceremonial key to the city of Swartz Creek.

RIFLE ACQUISITION

Presentation

Lieutenant Matthew Bade gave a presentation of the rifle acquisition. Lieutenant Matthew Bade introduced Officer Stephen McFadden. Officer Stephen McFadden is a certified rifle instructor and will be conducting the training in house to our officers in the rifle training. Officer Stephen McFadden spoke of his knowledge and experience and the need for these rifles.

Discussion Ensued.

Resolution No. 150323-05

(Carried)

Motion by Councilmember Hicks
Second by Councilmember Porath

WHEREAS, the City of Swartz Creek police department desires to increase its tactical capacity by adding rifles to its firearm deployment capabilities; and

WHEREAS, the current budget includes the purchase of two such rifles; and

WHEREAS, the city is willing to provide a voluntary purchasing program to its full time officers in which the officers purchase the rifles from the city via payroll deduction; and

WHEREAS, the Colt LE6920 AR15 carbine, as provided by the city's firearm vendor, Michigan Police Equipment, is the desired firearm.

NOW, THEREFORE, BE IT RESOLVED that the city hereby approves the rifle procurement program, as outlined in the attached guidelines and agreement, that will enable procurement of rifles by city officers, said rifles to be used in the official course of duty with the city.

BE IT FURTHER RESOLVED that the city approves the purchase of two Colt rifles, at a cost of \$886 each as outlined herein, for departmental use, with the appropriation to the police equipment fund (101-301.000-976.000).

BE IT FURTHER RESOLVED that the city approves the purchase of up to four additional rifles of the same make and cost at the request of qualifying officers that enter into agreement with the city to reimburse the city for said purchase, such funds to be outlaid and reimbursed from a receivable account to be set up by the finance director.

YES: Porath, Shumaker, Abrams, Hicks, Krueger, Pinkston.
NO: None. Motion Declared Carried.

PARK RESERVATION & WAIVER REQUEST – ART FAIR

Resolution No. 150323-06

(Carried)

Motion by Councilmember Pinkston
Second by Councilmember Porath

WHEREAS, the City of Swartz Creek requires park usage reservations and fees accordance with adopted rules and regulations; and

WHEREAS, the Swartz Creek Area Art Guild and Swartz Creek Kiwanis Club is proposing an expanded park use reservation for Pavilion #2, the soccer fields, and

the asphalt courts on August 28-29, 2015 for the purpose of holding a public art fair; and

WHEREAS, both groups are recognized non-profits operating in Swartz Creek that meet the requirements for an expanded use reservation; and

WHEREAS, the city park rules and regulations states that “fees may be waived in full if reservations by a non-profit are found to result in a public benefit directly or if proceeds from the reserved event are found to be a benefit to the city.”; and

WHEREAS, the City Council finds the Swartz Creek Kiwanis Club, partnered with the Swartz Creek Area Art Guild, to be a qualifying group with a qualifying activity.

NOW, THEREFORE, BE IT RESOLVED, the Swartz Creek City Council hereby waives all fees for the August 29, 2015 reservation in Elms Park.

YES: Shumaker, Abrams, Hicks, Krueger, Pinkston, Porath.

NO: None. Motion Declared Carried.

PARK WAIVER REQUEST – SCOUTS

Resolution No. 150323-07

(Carried)

Motion by Councilmember Porath
Second by Mayor Pro Tem Abrams

WHEREAS, the City of Swartz Creek requires park usage reservations and fees accordance with adopted rules and regulations; and

WHEREAS, the Girl Scout Alumni of Fair Winds Council reserved Pavilion #2 in Elms Park for September 27, 2015 for the purpose of holding an annual meeting; and

WHEREAS, the city park rules and regulations states that “fees may be waived in full if reservations by a non-profit are found to result in a public benefit directly or if proceeds from the reserved event are found to be a benefit to the city.”; and

WHEREAS, the City Council finds the petitioning group to be a qualifying group with a qualifying activity.

NOW, THEREFORE, BE IT RESOLVED, the Swartz Creek City Council hereby waives all fees for the September 27, 2015 reservation in Elms Park.

YES: Abrams, Hicks, Krueger, Pinkston, Porath, Shumaker .

NO: None. Motion Declared Carried

ASSET AUCTION

Resolution No. 150323-08

(Carried)

Motion by Mayor Pro Tem Abrams
 Second by Councilmember Porath

I Move the City of Swartz Creek, finding the following equipment to be beyond its useful life for the execution of safe and efficient activities, hereby direct and authorize the Director of Public Services to auction the listed equipment by means of the Bidcorp.com service:

<u>Item</u>	<u>Minimum Value</u>	<u>Quantity</u>	<u>Total Value</u>
Electric motor with sewage pump and base	\$150	2	\$300.00
4 Inch Trash Pump Gas powered	\$300	1	\$300.00
3 Inch Trash Pump Gas Powered	\$250	1	\$250.00
3 Inch Trash Pump Gas Powered on cart	\$250	1	\$250.00
3 Inch centrifugal pump	\$250	1	\$250.00
Back Hoe Tires- Fair 17.5Lx24	\$100	2	\$200.00
Walk Way Lights-110 V	\$25	6	\$150.00
Various size underground cable; 3 spools unknown length	\$500	1	\$500.00
Panel Box	\$100	1	\$100.00
Bolt Bin	\$50	1	\$50.00
Various old Christmas decorations	\$500		\$0.00
Various Communication Cables	\$100		\$0.00
Snow Blower-for parts- doesn't run	\$25	1	\$25.00
Inbox 5YD Salter- Poor condition	\$250	1	\$250.00
overhead directional and cross walk signals with controller	\$150		\$0.00
3 point blade	\$50	1	\$50.00
Miscellaneous Directional Bars with control box	\$50		\$0.00
Assorted hydraulic and spring loaded cylinders	\$150		\$0.00
Gas generator 4400W- works	\$75		\$0.00
Folding Tables	\$50	3	\$150.00
Movie Screen 16ft X 14ft	\$50		\$0.00
Misc. Weed Whippers and Leaf blowers-parts-do not run	\$50		\$0.00
4 inch discharge hose	\$100	4	\$400.00
2 inch fire hoses	\$50	6	\$300.00
Various size suction hose for 4 inch pumps	\$150	5	\$750.00

Grand Total Estimate

\$4,275

Discussion Ensued

YES: Hicks, Krueger, Pinkston, Porath, Shumaker, Abrams.

NO: None. Motion Declared Carried.

MEETING OPEN TO THE PUBLIC:

Douglas Stephens, Kiwanis Club & Art Guild representative wanted to thank the council for the use of the park for the art fair.

Ron Schultz, 4279 Springbrook, questioned how many rifles that Mundy Township has.

REMARKS BY COUNCILMEMBERS:

Councilmember Porath wanted to inform the council that Ron Schultz was reelected to Zoning Board of Appeals. He also wanted to let the board know that Wednesday, March 25th is the fundraiser for "Save Our Streets" at Jan's Bar and encouraged everyone to attend.

Councilmember Shumaker spoke of the Kiwanis Club clean up Saturday April 11th. He also spoke of the GMSPO cleanup process for the construction work being done. Councilmember Shumaker wanted an update on the alley way on Morrish Road. City Manager Adam Zettel responded that we are waiting on Consumers Energy. Councilmember questioned what type of format the Streets workshop was going to be. City Manager Adam Zettel replied it would be more like an open house.

Councilmember Hicks stated that the decision about the guns was difficult for her.

Councilmember Pinkston spoke about the "Save Our Streets" committee meeting. Mr. Pinkston commented that the signs were ordered. He encouraged everyone to show up for the fundraiser at Jan's bar. Councilmember Porath commented that the SOS committee appreciate Connie King and her staff for all the help with the fundraiser.

Mayor Pro-Tem Abrams commented that Boots wanted to let the council know that the chili dinner was successful. Also during Hometown Days the Woman's Club will have a rock -a-thon and the monies earned will go towards the K9 fund. Mayor Pro-Tem Abrams commented he has been a registered Girl Scout for 40 some odd years. Mayor Pro Tem Abrams wanted to congratulate the citizen of the year and appreciates all her efforts.

Mayor Krueger wanted to thank everyone on the SOS committee for doing a great job. He looks forward to a positive outcome at the election. He also commented about the DDA discussion of Fortino Drive and ask the councilmembers to look at the area and consider the possibilities.

Adjournment

Resolution No. 150323-09

(Carried)

Motion by Councilmember Shumaker
Second by Councilmember Hicks

I Move the City of Swartz Creek adjourn the Regular Session of the City Council meeting at 8:22 p.m.

YES: Unanimous Voice Vote.
NO: None. Motion Declared Carried.

David A. Krueger, Mayor

Juanita Aguilar, City Clerk